

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3980      ORDINANCE COUNCIL SERIES NO.       
COUNCIL SPONSOR: BINDER/DAVIS      PROVIDED BY: President/ Legal  
INTRODUCED BY: MR. STEFANCIK      SECONDED BY: MR. BURKHALTER  
ON THE 4<sup>TH</sup> DAY OF DECEMBER, 2008

ORDINANCE TO AUTHORIZE THE PARISH OF ST. TAMMANY, THROUGH THE OFFICE OF THE PARISH PRESIDENT, TO PURCHASE, EXPROPRIATE OR OTHERWISE ACQUIRE A CERTAIN PARCEL OF LAND (COMMONLY REFERRED TO AS NORTH SHORE BEACH) FROM ROBERT J. DELANEY, III, WARD 9, DISTRICT 13, AS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO

WHEREAS, the Parish of St. Tammany desires to acquire certain immovable property (hereinafter referred to as "Property"), and

WHEREAS, there is a need and a public purpose for the acquisition of certain immovable property located at North Shore Beach; and

WHEREAS, the Parish of St. Tammany hereby desires to acquire the Property and/or rights of way and authorizes the Office of the Parish President to do whatever is necessary to enter into negotiations and acquire said Property and/or rights of way.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS to authorize the Parish of St. Tammany to acquire a certain parcel of ground described in Exhibit "A" attached hereto; and

That pursuant to all applicable provisions of law, the Office of the Parish President is directed and authorized to do whatever is necessary to acquire the Property and/or rights of way; and

That the Office of the Parish President is authorized and instructed to proceed with the acquisition of the Property and/or rights of way in a timely and orderly matter; and

That the Office of the Parish President is authorized to exercise its discretion in acquiring the Property and/or rights of way, together with all agreements and all transactions necessary to carry out the intent of this Ordinance; and

That, if purchased, the purchase price shall not exceed the fair market value of the Property as evidenced by an appraisal obtained or supplied to the Parish plus fees and costs; and

That any and all actions previously taken by the Office of the Parish President in furtherance of the actions contemplated herein are ratified and accepted accordingly.

REPEAL: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

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MOVED FOR ADOPTION BY: \_\_\_\_\_, SECONDED BY: \_\_\_\_\_

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED  
IN THE FOLLOWING:

YEAS:

NAYS:

ABSTAIN:

ABSENT:

THIS ORDINANCE WAS DECLARED ADOPTED AT A REGULAR MEETING OF THE  
PARISH COUNCIL ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2008; AND BECOMES  
ORDINANCE COUNCIL SERIES NO. 08-

\_\_\_\_\_  
JERRY BINDER, COUNCIL CHAIRMAN

ATTEST:

\_\_\_\_\_  
THERESA FORD, COUNCIL CLERK

\_\_\_\_\_  
KEVIN DAVIS, PARISH PRESIDENT

Published introduction: \_\_\_\_\_, 2008  
Published adoption on: \_\_\_\_\_, 2008

Delivered to Parish President: \_\_\_\_\_, 2008 @ \_\_\_\_\_  
Returned to Council Clerk: \_\_\_\_\_, 2008 @ \_\_\_\_\_

**Exhibit "A" Ordinance Calendar No. 3980**

A certain parcel, of ground situated in Section 31, Township 9 South, Range 14 East, St. Tammany Parish, Louisiana, lying inside the Beach Area tract of North Shore Beach Subdivision and more fully described as follows:

From the Northeast corner of the Beach Area tract go North 76 degrees 00 minutes 52 seconds West along the northerly line of Debbie Drive, 411.0 feet; thence leave said right of way and go South 13 degrees 59 minutes 08 seconds West, 117.0 feet (107.17 feet - title) to a 1 inch iron pipe also the Point of Beginning.

From the Point of Beginning go North 76 degrees 00 minutes 52 seconds West, 150.0 feet to a 1 1/4 inch iron pipe; thence go South 13 degrees 59 minutes 08 seconds West, 75.0 feet to a 1 inch iron pipe; thence go South 76 degrees 00 minutes 52 seconds East 150.0 feet to a 3/4 inch iron pipe; thence go North 13 degrees 59 minutes 08 seconds East, 75.0 feet back to the Point of Beginning.

Containing in all 11,250 square feet (0.258 acres) of land more or less.

Said parcel is more fully shown on survey by Randall W. Brown, P.L.S. last revised January 19, 1999.

Date January 19, 1999

Survey No 98984